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United States of America

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. $10,594.00 IN U.S. CURRENCY, Defendant.	Case No. 07cv2007-DMS(WMc) DECLARATION OF DAVID M. McNEES IN SUPPORT OF MOTION FOR DEFAULT JUDGMENT

I, David M. McNees, declare:

1. I am the Special Assistant United States Attorney primarily responsible for the prosecution of this case. I have prepared this Declaration based upon my review of the Court's docket and the file maintained by the U.S. Attorney's office with respect to this case.

2. On October 17, 2007, a Complaint for Forfeiture was filed in the above action in the United States District Court for the Southern District of California against the above defendant. On November 9, 2007, the defendant was seized and arrested by a duly authorized United States Marshal, who thereafter took possession and custody of the defendant, pursuant to the Court's Order appointing the United States Marshal as custodian, dated October 26, 2007.

3. On November 21 and 28, and December 5, 2007, pursuant to Rule G(5) of the Supplemental Rules for Admiralty or Maritime and Asset Forfeiture Claims, notice was published in the San Diego Commerce.

EXHIBIT 3

4. On November 7, 2007, a Notice of Complaint and a copy of the Complaint for Forfeiture were sent by certified mail as follows:

Name and address	Article No.	Result
Ambrosio Arellano Rosa Maria Arellano 1126 Bobolink Drive Vista, CA 92083	7004 2510 0003 3013 3073	Signed for as received on November 13, 2007.
Donovan J. Dunnion Attorney at Law 600 West Broadway, Suite 1550 San Diego, CA 92101	7004 2510 0003 3013 3066	Signed for as received on November 8, 2007.

From the time of said notice, no claim or answer has been filed regarding the above-named defendant.

5. On July 8, 2008, a Declaration of and Request for Clerk's Entry of Default was filed in this case. A Clerk's Entry of Default was issued on July 9, 2008, and a copy is hereby attached as Exhibit 2.

6. From the time of said notice, no claim or answer has been filed regarding the above-named defendant.

I declare under penalty of perjury that the foregoing is true and correct to the best of my information, knowledge and belief.

DATED: July 22, 2008

s/David M. McNees

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